

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY  
STATE OF OKLAHOMA

DISTRICT COURT  
**FILED**

JUN 26 2013

WILLIE and CHARLENE MCCRARY,

)

SALLY HOWE SMITH, COURT CLERK  
STATE OF OKLA. TULSA COUNTY

Plaintiff,

)

v.

)

COUNTRY MUTUAL INSURANCE  
COMPANY D/B/A COUNTRY  
FINANCIAL,

) Case No.:  
Attorneys' Lien Claimed  
Jury Trial Demanded

Defendant.

**CJ-2013-03041**

PETITION

E. MARK BARCUS

COME NOW the Plaintiffs and for this their claim and causes of action against the  
Defendant state and allege:

**COUNT ONE**

**I**

Plaintiffs, Willie and Charlene McCrary, are residents of Tulsa County, State of  
Oklahoma.

**II**

Defendant, Country Mutual Insurance Company d/b/a Country Financial, is a  
domesticated insurance in Oklahoma.

**III**

At all times material herein, Plaintiffs were insured under a homeowners policy  
issued by Defendant.

**IV**

Plaintiff suffered an insured loss under their policy on 28 June, 2012 and made

claim thereunder for benefits, but Defendant has wholly failed, refused and neglected to pay the claim.

V

The Defendant, Country Mutual Insurance Company d/b/a Country Financial, breached its contract of insurance with the Plaintiff by refusing to pay the legitimate claim of Plaintiffs.

IV.

The actions of Defendant in adjusting the loss suffered by Plaintiff was a reckless and willful failure to exercise good faith and fair dealing, for which Plaintiff suffered emotion distress, loss of monies and other damages.

WHEREFORE, premises considered, Plaintiff prays for judgment against Defendant for a sum in excess of \$10,000.00 actual damages, a sum in excess of \$10,000.00 for punitive damages, interest, costs, attorneys' fees and such other and further relief to which they are deemed entitled.

Respectfully submitted,

FRASIER, FRASIER & HICKMAN, LLP

By:

  
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